



REISSUE APPLICATION

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Habing et al. Art Unit: 3764

Serial No: 08/967,473 Examiner: Crow

Filed: 11/11/97

Title: ARTICULATED LOWER BODY EXERCISER

SECTION 1.178 DECLARATION OF KENNETH W. STEARNS

I, Kenneth W. Stearns, hereby declare as follows:

1. I am the president of Stearns Technologies, Inc., the owner of the above-identified patent application.

2. The original patent application was assigned to NordicTrack, Inc. on or before June 12, 1995.

3. The original patent issued on March 19, 1996.

4. The original patent was subsequently assigned to Stearns Technologies, Inc. on or before November 2, 1997.

5. Neither I nor my company, Stearns Technologies, Inc., received the original patent from NordicTrack, Inc.

6. NordicTrack, Inc. filed a bankruptcy petition in late 1998, and has since been liquidated.

7. The original patent is lost or inaccessible.

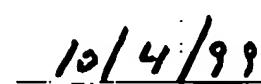
8. All statements made herein of my own knowledge are true, and all statements made herein on information and belief are believed to be true.

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9. All statements made herein are made with knowledge that willful false statements and the like are punishable by fine and/or imprisonment under 18 U.S.C. 1001; and that such willful statements may jeopardize the validity of the subject application and/or any resulting patent.

FURTHER DECLARANT SAYETH NOT.

  
Kenneth W. Stearns

  
Date